

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

MIROSLAVA LEWIS,

Plaintiff,

v.

VAIL RESORTS, INC.,

Defendant.

Case No. 2:23-cv-00812-RSL

**SECOND AMENDED ORDER  
SETTING TRIAL DATE &  
RELATED DATES**

**TRIAL DATE**

March 3, 2025

Expert Disclosures Reports under FRCP 26(a)(2) due

September 4, 2024

All motions related to discovery must be noted on the motion  
calendar no later than the Friday before discovery closes  
pursuant to LCR 7(d) or LCR 37(a)(2)

Discovery completed by

November 3, 2024

Settlement conference held no later than

November 17, 2024

All dispositive motions must be filed by and noted on the motion  
calendar no later than the fourth Friday thereafter (see  
LCR 7(d)(3))

December 3, 2024

All motions in limine must be filed by and noted on the motion  
calendar no earlier than the second Friday thereafter.  
Replies will be accepted.

February 3, 2025

Agreed pretrial order due

February 19, 2025

Pretrial conference to be scheduled by the Court

1 Trial briefs, proposed voir dire questions, proposed jury  
2 instructions, and trial exhibits due

February 26, 2025

3 Length of Trial: 8 days

Jury

4 These dates are set at the direction of the Court after reviewing plaintiff's motion for an  
5 extension of the discovery deadline, defendant's opposition, plaintiff's reply, and the remainder  
6 of the record. parties' submission.<sup>1</sup> All other dates have already passed or are specified in the  
7 Local Civil Rules. If any of the dates identified in this Order or the Local Civil Rules fall on a  
8 weekend or federal holiday, the act or event shall be performed on the next business day. These  
9 are firm dates that can be changed only by order of the Court, not by agreement of counsel or the  
10 parties. The Court will alter these dates only upon stipulation of the parties or good cause  
11 shown. Failure to complete discovery within the time allowed is not recognized as good cause.

12 If the trial date assigned to this matter creates an irreconcilable conflict, counsel must  
13 notify Teri Roberts, the judicial assistant, at 206-370-8810 within 14 days of the date of this  
14 Order and must set forth the exact nature of the conflict. A failure to do so will be deemed a  
15 waiver. Counsel must be prepared to begin trial on the date scheduled, but it should be  
16 understood that the trial may have to await the completion of other cases.

17 The settlement conference conducted between the close of discovery and the filing of  
18 dispositive motions requires a face-to-face meeting or a telephone conference between persons  
19 with authority to settle the case. The settlement conference does not have to involve a third-  
20 party neutral.

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22  
23 <sup>1</sup> Plaintiff's proposed schedule (Dkt. # 53 at 3) suggested a February 3, 2025, trial date, which would truncate the  
24 periods between various pretrial filings (motions in limine, trial briefs, *etc.*) and the trial date. A March 2025 trial  
date will allow the orderly management of pretrial proceedings and provide time in which to resolve plaintiff's  
pending motion to compel the appearance of Mr. Polizzi.

## 1 ALTERATIONS TO ELECTRONIC FILING PROCEDURES AND LOCAL RULES

2 Information and procedures for electronic filing can be found on the Western District of  
3 Washington's website at [www.wawd.uscourts.gov](http://www.wawd.uscourts.gov). *Pro se* litigants may file either  
4 electronically or in paper form. The following alterations to the Electronic Filing Procedures  
5 apply in all cases pending before Judge Lasnik:

6 – Alteration to Section III, Paragraph M of the Electronic Filing Procedures - Unless the  
7 proposed order is stipulated, agreed, or otherwise uncontested, the parties need not e-mail a copy  
8 of the order to the judge's e-mail address.

9 – Pursuant to LCR 10(e)(10), all references in the parties' filings to exhibits should be as  
10 specific as possible (*i.e.*, the reference should cite the specific page numbers, paragraphs, line  
11 numbers, etc.). All exhibits must be marked to designate testimony or evidence referred to in the  
12 parties' filings. Filings that do not comply with LCR 10(e) may be rejected and/or returned to  
13 the filing party, particularly if a party submits lengthy deposition testimony without highlighting  
14 or other required markings.

15 – Alteration to LCR 7(d)(4) - Any motion *in limine* must be filed by the date set forth  
16 above and noted on the motion calendar no earlier than the second Friday thereafter. Any  
17 response is due on or before the Wednesday before the noting date. Parties may file and serve  
18 reply memoranda, not to exceed nine pages in length, on or before the noting date.

## 19 PRIVACY POLICY

20 Pursuant to Federal Rule of Civil Procedure 5.2 and Local Civil Rule 5.2, parties must  
21 redact the following information from documents and exhibits before they are filed with the  
22 court:

23 \* Dates of Birth - redact to the year of birth, unless deceased

1 \* Names of Minor Children - redact to the initials, unless deceased or currently over the  
2 age of 18

3 \* Social Security Numbers and Taxpayer Identification Numbers - redact in their entirety

4 \* Financial Accounting Information - redact to the last four digits

5 \* Passport Numbers and Driver License Numbers - redact in their entirety

6 All documents filed in the above-captioned matter must comply with Federal Rule of  
7 Civil Procedure 5.2 and Local Civil Rule 5.2.

#### 8 COOPERATION

9 As required by Local Civil Rule 37(a), all discovery matters are to be resolved by  
10 agreement if possible. Counsel are further directed to cooperate in resolving case management  
11 issues and preparing the final pretrial order in the format required by Local Civil Rule 16.1,  
12 except as ordered below.

#### 13 TRIAL EXHIBITS

14 The original and two copies of the trial exhibits are to be delivered to chambers five days  
15 before the trial date. Each exhibit shall be clearly marked. Exhibit tags are available in the  
16 Clerk's Office. Plaintiff's exhibits shall be numbered consecutively beginning with 1;  
17 defendant's exhibits shall be numbered consecutively beginning with 500. Duplicate documents  
18 shall not be listed twice: once a party has identified an exhibit in the pretrial order, any party may  
19 use it. Each set of exhibits shall be submitted in one or more three-ring binders with  
20 appropriately numbered tabs.

#### 21 SETTLEMENT

22 Should this case settle, counsel shall notify the Deputy Clerk, Victoria Ericksen at 206-  
23 370-8517, as soon as possible. Pursuant to LCR 11(b), an attorney who fails to give the Deputy  
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1 Clerk prompt notice of settlement may be subject to such discipline as the Court deems  
2 appropriate.

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4 Dated this 5th day of August, 2024.

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6 Robert S. Lasnik  
7 United States District Judge  
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